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*Attorneys for Plaintiffs and Class Counsel*  
*[additional counsel on signature page]*

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

DERRICK SATCHELL, KALINI  
BOYKIN, VALERIE BROWN, RICK  
GONZALES, CYNTHIA GUERRERO,  
RACHEL HUTCHINS, TYRONE  
MERRITT, KELVIN SMITH, SR., and  
KEN STEVENSON, on behalf of  
themselves and all others similarly situated,

Plaintiffs,

v.

FEDEX EXPRESS, a Delaware  
corporation,

Defendant.

Case No. C 03-2659 SI; C 03-2878 SI

CLASS ACTION

STIPULATION AND [PROPOSED] ORDER  
RE: PAYMENTS TO CLASS MEMBERS

1 WHEREAS, the deadline for claims forms under the Consent Decree required that claims  
2 forms be mailed to the Claims Administrator postmarked no later than August 1, 2007;

3 WHEREAS, based on claims forms received as of October 1, 2007, including several late  
4 claims forms permitted by prior stipulation of the parties and Order of this Court, the Claims  
5 Administrator calculated the amount owing to each class member pursuant to the Plan of  
6 Allocation and mailed out checks to 12,053 class members on December 5, 2007;

7  
8 WHEREAS, by stipulation of the parties, and an April 1, 2008 Order of this Court, the  
9 Claims Administrator mailed out checks totaling approximately \$36,068.72 to nine additional  
10 Class Members;

11 WHEREAS, it appears to the parties that the following 14 Class Members submitted  
12 timely claims forms but did not receive settlement checks because the checks were sent to an  
13 outdated address by the Claims Administrator: Latrice Anderson, Deborah Stanfield, Hector  
14 Lizarraga, Sylvia Fowler, Mahasse Cornelius, Azuncena Perez, Noel Richardson, Shameika  
15 Newmann, Jillbetta Goff, Eugene Sedillo, Candace Culpepper, Willeeda Haynes, Andre  
16 Williams, and Omar Franklin;

17  
18 WHEREAS, the total amount of the claims for Latrice Anderson, Deborah Stanfield,  
19 Hector Lizarraga, Sylvia Fowler, Mahasse Cornileus, Azuncena Perez, Noel Richardson,  
20 Shameika Newmann, Jillbetta Goff, Eugene Sedillo, Candace Culpepper, Willeeda Haynes,  
21 Andre Williams, and Omar Franklin is \$8,987.44;

22  
23 WHEREAS, it appears to the parties that the following class member submitted an  
24 untimely claims form that was untimely through no fault of his own:

25 Brock Florez was serving overseas in the army until the spring of 2008 and therefore did  
26 not receive the Notice and Claim Form until after the Claims Form filing deadline. The value of  
27 his claim is approximately \$2,300.  
28

1 WHEREAS, there is approximately \$6,071.96 remaining in the QSF from checks issued  
2 that have not been cashed, despite diligent efforts to locate those claimants;

3 WHEREAS, Class Counsel believe it is appropriate to take approximately \$5,215.48 from  
4 the fund set aside to pay Class Counsel for monitoring the Decree in order to pay all of these 14  
5 Claimants and Mr. Flores.

6 THEREFORE, the parties hereby stipulate and agree as follows:

7  
8 1. The Claims Administrator shall pay Latrice Anderson, Deborah Stanfield, Hector  
9 Lizarraga, Sylvia Fowler, Mahasse Cornelius, Azuncena Perez, Noel Richardson,  
10 Sheimeka Newmann, Jillbetta Goff, Eugene Sedillo, Candace Culpepper, Willeeda  
11 Haynes, Andre Williams, Omar Franklin, and Brock Florez from funds remaining from  
12 uncashed checks in the Settlement Fund Account in accordance with the Plan of  
13 Allocation and to the extent necessary, from funds set aside for the Monitoring Counsel in  
14 accordance with Section XXIII.C of the Consent Decree.

15  
16 2. No additional late claims will be accepted.

17 Dated: May 23, 2008

18 ALTSHULER BERZON LLP

19 By: /s/ James M. Finberg  
James M. Finberg

20 *Attorneys for Plaintiffs and Class Counsel*

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1  
2 Dated: May 23, 2008

3 By: /s/ Frederick Douglas  
4 Frederick Douglas

5 *Attorneys for Defendant*

6 Frederick Douglas  
7 (Admitted Pro Hac Vice)  
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14 **ORDER**

15 The forgoing stipulation is approved, and IT IS SO ORDERED.

16 Dated: \_\_\_\_\_

17 

18 \_\_\_\_\_  
19 The Hon. Susan Illston  
20 United States District Judge  
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